

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE**

APEX CLEARING CORPORATION, AND  
APEX FINTECH SOLUTIONS, LLC

Plaintiffs and  
Counter-Defendants,

v.

AXOS FINANCIAL, INC. AND  
AXOS CLEARING LLC,

Defendants and  
Counterclaimants.

C.A. No. 19-2066-MN

**CONSOLIDATED**

AXOS BANK

Plaintiff,

v.

APEX CLEARING CORPORATION,

Defendant.

C.A. NO. 20-18-MN

**JOINT STIPULATION OF DISMISSAL**

The parties, through their attorneys of record and pursuant to Fed. R. Civ. P. 41(a)(1)(A)(ii), hereby stipulate and agree that this entire consolidated action in C.A. Nos. 19-CV-02066-MN and No. 20-CV-0018-MN, including all claims, counterclaims, and affirmative defenses, is hereby dismissed with prejudice.

Each party shall bear its own costs and attorneys' fees.

Dated: March 21, 2023

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SO ORDERED this \_\_\_\_ day of \_\_\_\_\_, 2023.

\_\_\_\_\_  
THE HONORABLE MARYELLEN NOREIKA  
UNITED STATES DISTRICT JUDGE